



City Council Agenda

Council President
Chris Mathys

Council Members

Garry Bredefeld
Mike Briggs, Acting President
Henry Perea

Sal Quintero
Daniel Ronquill
Ken Steitz

City Manager
Jeffrey M. Reid

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cant Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, JANUARY 12, 1999

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. (THE AGENDA IS AVAILABLE ON WWW.CI.FRESNO.CA.US)

8:30 A.M. **REGULAR MEETING OF THE REDEVELOPMENT AGENCY**

Approve Agency minutes of January 5, 1999

Action Taken:

GENERAL ADMINISTRATION

- A. Provide direction to staff to prepare package to meet parking requirements for the Guarantee Building space that includes, as may be necessary, terms and conditions for lease utilization of Agency owned property: parking lots 3, 3A, the Merchants lot at Fresno and Broadway Plaza and "kidney shaped" lot at Fresno and Broadway - Chair Ronquillo

Action Taken:

ADJOURN AGENCY

9:00 A.M. Roll Call

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

Invocation by Pastor Dale McNeil from God's Family Church

Pledge of Allegiance to the Flag

Presentation of Awards to Perfect Attendance Students from Lawless Elementary School - Councilmember Mathys

Presentation of Students of the Quarter Awards - Councilmember Perea

Proclamation of "INSTITUTE FOR FAMILY BUSINESS DAY" - Mayor Patterson

Proclamation of "MARTIN LUTHER KING, JR. WEEK" - Mayor Patterson

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve Council minutes of January 5, 1999

Action Taken:

Approve Agenda

Action Taken:

Suspend Rule #15 relating to Order of Business, direction to return with amendment and adoption of revised Council meeting schedule for 1999

Action Taken:

Adopt Consent Calendar

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

10:00 A.M. HEARING to consider Rezoning Application No. R- 98-33, filed by the Damone Group, for 6.6 acres, property located on the southeast corner of N. Millbrook and E. Alluvial Avenues

Action Taken:

- 1. BILL** - Amending the Official Zone Map from the R-A/UGM zone district to the R-1/UGM zone district

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

10:15 A.M. Discussion and presentation on Media One pedestal equipment installation program - Councilmember Quintero

Action Taken:

10:30 A.M. **HEARING** to consider Rezoning Application No. R-98-37, filed by Image Homes, for 1.9 acres, property located on both sides of N. Tenth Avenue between E. Cole and Everglade Avenues

Action Taken:

1. **BILL** - Amending the Official Zone Map from R-1-C/UGM/cz zone district to the R-1/UGM zone district

Action Taken:

10:45 A.M. - 11:00 A.M. - RECESS

11:00 A.M.(#1) **CONTINUED HEARING** to consider Plan Amendment No. A-98-18, Rezoning Application No. R-98-30, and Variance Application No. V-98-24, filed by David Ochoa, for 6.3 acres located on the northeast corner of E. Butler and S. Chestnut Avenues

Action Taken:

1. **RESOLUTION** - Amending the Roosevelt Community Plan
(*Planning Commission Recommendation*)
Action Taken:
2. **RESOLUTION** - Amending the Roosevelt Community Plan (*Applicant's Request*)
Action Taken:
3. **BILL** - Amending the Official Zone Map from the C-2/BA-30 zone district to the C-2 zone district
Action Taken:
4. **RESOLUTION** - Authorizing Variance Application No. V-98-24
(*Planning Commission Recommendation*)
Action Taken:
5. **RESOLUTION** - Authorizing Variance Application No. V-98-24 (*Applicant's Request*)
Action Taken:

11:00 A.M.(#2)

DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)

2:00 P.M.

CLOSED SESSION OF THE CITY COUNCIL

- A. **CONFERENCE WITH LABOR NEGOTIATOR-** Government Code Section 54957.6
City Negotiator(s): Jeffrey M. Reid, Jorge Aguiniga, Andrew T. Souza
Employee Organization(s): IBEW
Action Taken:

2:00 P.M.

CLOSED SESSION OF THE CITY COUNCIL CONTINUED

- B. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION -**
Government Code Section 54956.9, Subdivision (a)
 1. **Case Name:** City of Fresno v. Nereida Armenta Ferrer, et al.
Lonnell Perkins v. Nereida Armenta Ferrer, et al.
Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

2:30 P.M.

- A. * **BILL NO. B-2 (Intro. 1/5/99)** - Amending Section 9-804 of the Fresno Municipal Code relating to public nuisances, by declaring a pay telephone, wherein certain conditions exist, to be a public nuisance
Action Taken:

3:00 P.M.

Direct City Manager to direct staff to enter into negotiations with the Fresno Wildlife Rehabilitation Service, the San Joaquin River Conservancy and Parkway Trust, for the purpose of preparing a parcel map to deed approximately eight acres of Tract . 4421 also known as the 35 Acre River Park Donation to the Fresno Wildlife Rehabilitation Service, to be used for wildlife release, rehabilitation and preservation - Councilmember Mathys
Action Taken:

1A.

GENERAL CONSENT CALENDAR

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED BY THE CITY COUNCIL TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 11:00 A.M.#1)

1. **RESOLUTION** - Certifying that provisions have been made for segregation of the existing assessment to each of the new parcels being created by Parcel Map No. 94-11
Action Taken:
2. * **RESOLUTION** - 59th amendment to AAR No. 98-159 appropriating \$23,300 to construct street improvements on Sequoia Avenue south of Whitesbridge Avenue (***Requires 5 affirmative votes***)
Action Taken:
3. Award a requirements contract for irrigation equipment and supplies
Action Taken:
4. Award a contract for four (4) new Ford F450 cab and chassis trucks and one (1) new Ford F350 XLT, 4 X 4 crew-cab and chassis truck
Action Taken:

1A.

GENERAL CONSENT CALENDAR CONTINUED

5. Award a contract for water works, valves and fittings: tapping sleeves and tapping gate valves
Action Taken:
6. Award a contract for water works, valves and fittings: transition couplings and saddles
Action Taken:
7. Award a contract for water works, valves and fittings: full circle clamps, mechanical joint (MJ) sleeves, elbows (Ells) and hydrant assembly parts
Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

8. Approve changes due to the election of a new Council President as follows:
- a. * **RESOLUTION** - 64th amendment to AAR No. 98-159 moving \$9,400 in additional salary for the Council President and \$20,500 for the Executive Assistant to the Council from the Council support budget to the District 4 budget (*Requires 5 affirmative votes*)
Action Taken:
 - b. * **RESOLUTION** - 10th amendment to PAR No. 98-160 moving the position of Executive Assistant to the Council from District 2 to District 4
Action Taken:
9. **RESOLUTION** - Approving the purchase of a used gas and steam turbine power generation facility to be used at the Fresno/Clovis Regional Wastewater Reclamation Facility without competitive bidding under the sole source exemption
Action Taken:

1B. **CONSENT CALENDAR - BILLS FOR INTRODUCTION - PINK TABS**

1. **BILL** - Consideration of Text Amendment Application No. TA-98-002 and environmental findings, filed by the City of Fresno, proposing to modify the yard setback requirements for certain lots, nonconforming as to lot area, in the R-A, Single-Family Residential/Agricultural District
Action Taken:

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Report from City Manager and Traffic Division staff regarding parking agreement for Juvenile Dependency Court on Fulton Mall - Councilmember Ronquillo
Action Taken:
- B. Request report from staff on change in plumbing standards from copper to “aqua pex” (plastic pipe) in residential homes - Councilmember Perea
Action Taken:
- C. Direct City Attorney to prepare an ordinance which establishes campaign contribution limits of \$1,000 per individual, \$2,500 per political action committee and \$5,000 per broad-based political action committee -

****ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***

Councilmember Bredefeld

Action Taken:

- D. * BILL (for introduction)** - Amending Section 8-125 of the Fresno Municipal Code relating to exposure of tobacco products - Councilmembers Perea and Bredefeld

Action Taken:

- E.** Discussion and possible action regarding closure of “M” Street during Convention Center/Selland Arena/Saroyan Theater events - Councilmember Bredefeld

Action Taken:

6. CITY/COUNTY INTERGOVERNMENTAL RELATIONS

- 7. UNSCHEDULED ORAL COMMUNICATIONS -** You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

Redevelopment Agency Workshop (*To be rescheduled*)

Jan. 19 - NO MEETING - MARTIN LUTHER KING HOLIDAY

Jan. 26 - 10:00 A.M. HEARING re: Amending Resolution No. 93-420 establishing UUD No. FRE-59

Jan. 26 - 10:30 A.M. CONTINUED HEARING re: Freeway Agreement for Route 180 from Chestnut to Temperance Avenue

Jan. 26 - 10:45 A.M. TEFRA HEARING

****ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***

Jan. 26 - 11:00 A.M. HEARING to consider TA No. 98-02, modification to sideyard setback for the “RA” zone district

Jan. 26 - 11:30 A.M. HEARING Behymer/Chestnut No. 3B Reorganization

Feb. 9 - 8:30 A.M. HEARING re: Central Cities Revitalization Redevelopment Project Area Committee

Feb. 9 - 2:30 P.M. HEARING re: Community Facilities District No. 2, Annexation No. 10

Feb. 16 - NO MEETING - PRESIDENTS’ DAY HOLIDAY

Mar. 30 - 5:30 P.M. Review of the Fresno Chandler Downtown Airport Master and Environs Specific Plan

May 25 - 5:00 P.M. CONTINUED HEARING on Text Amendment No. TA-97-09 relating to advertised structures (billboards)

June 1 - NO MEETING - MEMORIAL DAY HOLIDAY

****ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***